

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO

ORDER RE: POSTPONEMENT OF
JURY TRIALS AND GRAND JURY
PROCEEDINGS FOR THE **WEEK OF
FEBRUARY 14, 2022 AND
MANDATORY SAFETY PROTOCOLS**

ADMINISTRATIVE ORDER
2022-05

Dane H. Watkins, Jr., Administrative District Judge of the Seventh Judicial District
hereby finds and Orders as follows:

WHEREAS on November 29, 2021 the Idaho Supreme Court issued its Amended Order entitled “EMERGENCY ORDER REGARDING COURT SERVICES.” Said Order contains certain requirements and prohibitions, including regarding the conduct of jury trials and safety protocols for counties in the Seventh Judicial District, as follows:

Paragraph 1:

“Weekly Publication of COVID-19 Incidence Rates: The Data and Evaluation Unit of the Administrative Office of Courts shall utilize data obtained from the Idaho Department of Health and Welfare’s COVID-19 Data Dashboard, and shall determine the weekly COVID-19 incidence rates for each county every Thursday evening after 5:00 p.m. Mountain Time. The weekly COVID-19 incidence rates shall be published to the Administrative District Judges and Trial Court Administrators on Friday mornings of each week.”

Paragraph 2 (in part):

“Administrative District Judges Authorized to Issue Orders Regarding Courthouse and Courtroom Risk Reduction Protocols in Their Districts:
... “If a county is located within a public health district in which Idaho’s crisis standards of care are currently activated, or if, as reflected in the report described in paragraph 1, a county’s seven-day moving average incidence rate of confirmed or presumed cases of COVID-19 is 25.0 or greater per 100,000 population, the Administrative District Judge shall enter an administrative order defining the safety protocols that will be required in the county’s courthouse. The order will, at a minimum, require all persons entering the courthouse to do court business to wear a mask that covers the nose and mouth and maintain six feet of social distance from anyone that does not live in their household.”

Paragraph 7 (in part):

Jury Trial Postponements: Jury proceedings, including jury trials and grand jury proceedings, may commence anytime during a calendar week unless:

- a. the county in which the jury trial is to be held is located in a public health district in which Idaho's crisis standards of care are activated; or
- b. the Administrative District Judge has determined that the county in which the prospective juror has been summoned to attend court has a seven-day moving average incidence rate of confirmed or presumed cases of COVID-19 of 25.0 or greater per 100,000 population as reflected on the Cases by County page of the Idaho Department of Health and Welfare's COVID-19 Data Dashboard available at www.coronavirus.idaho.gov

and,

WHEREAS, the Honorable Dane H. Watkins, Jr. finds no counties in the Seventh Judicial District are a part of a public health district currently subject an active declaration of Idaho's crisis standards of care; and,

FURTHER finds that the seven-day moving average incidence rate of confirmed or presumed cases of COVID-19 is 25.0 or greater per 100,000 population in certain 7th Judicial District counties as of **February 4, 2022:**

THEREFORE, IT IS HEREBY ORDERED as follows:

1. Jury Trials and Grand Jury Proceedings are suspended for the week of **February 14, 2022** in the following 7th Judicial District counties:

Bingham	Bonneville	Butte	Custer
Clark	Fremont	Jefferson	Lemhi
Madison	Teton		

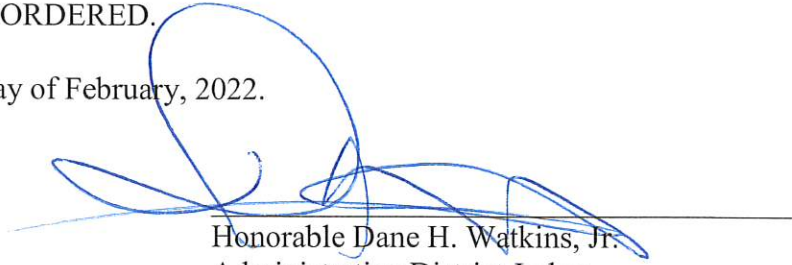
IT IS FURTHERED ORDERED, effective immediately, that all persons entering the County Court Facilities in all counties identified in number 1 above, for court business shall be subject to and maintain the following protocols:

2. All persons entering for court business are required to wear a mask covering their nose and mouth.
3. All persons must maintain a minimum of six feet of social distancing from anyone that does not live in their household.

This order as it pertains to number 2 and 3 above is to remain in effect in the counties identified in paragraph 1 above until the seven-day moving average incidence rate falls below 25.0 in the respective county(ies), as determined by the Idaho Department of Health and Welfare's COVID-19 Data Dashboard.

IT IS HEREBY ORDERED.

Dated this 4th day of February, 2022.



Honorable Dane H. Watkins, Jr.
Administrative District Judge
Seventh Judicial District

Cc:

- 7th Judicial District Elected Clerks
- 7th Judicial District Lead Clerks
- 7th Judicial District Magistrate & District Judges
- 7th Judicial District Court Reporters
- 7th Judicial District Jury Commissioners
- Tammie D. Whyte, Trial Court Administrator
- Sara Omundson, ADOC, Idaho Supreme Court

COVID-19 Incidence Trends for Safety Protocol Considerations

For the week of February 4, 2022 (January 27-February 3)

	County	7-Day Moving Average Incidence Rate		Trend	Order for Safety Protocols	
		Prior Week	Current Week			
First District	Benewah	49.2	52.2	Upward	Yes	
	Bonner	90.0	63.1	Downward	Yes	
	Boundary	79.3	52.5	Downward	Yes	
	Kootenai	83.6	63.6	Downward	Yes	
	Shoshone	83.2	42.1	Downward	Yes	
Second District	Clearwater	156.6	97.9	Downward	Yes	
	Idaho	124.3	43.7	Downward	Yes	
	Latah	206.9	106.9	Downward	Yes	
	Lewis	275.4	160.1	Downward	Yes	
	Nez Perce	172.5	101.5	Downward	Yes	
Third District	Adams	63.2	26.6	Downward	Yes	
	Canyon	142.0	93.4	Downward	Yes	
	Gem	54.4	76.5	Upward	Yes	
	Owyhee	90.6	64.0	Downward	Yes	
	Payette	91.9	56.7	Downward	Yes	
	Washington	78.5	36.4	Downward	Yes	
Fourth District	Ada	63.0	17.2	Downward	No	
	Boise	63.8	0.0	Downward	No	
	Elmore	85.7	9.3	Downward	No	
	Valley	110.4	16.3	Downward	No	
Fifth District	Blaine	124.7	92.5	Downward	Yes	
	Camas	77.5	77.5	Stable	Yes	
	Cassia	35.7	48.7	Upward	Yes	
	Gooding	47.1	52.7	Upward	Yes	
	Jerome	62.0	63.8	Upward	Yes	
	Lincoln	58.6	37.3	Downward	Yes	
	Minidoka	59.1	42.8	Downward	Yes	
	Twin Falls	84.2	78.1	Downward	Yes	
	Sixth District	Bannock	269.4	149.5	Downward	Yes
		Bear Lake	86.3	58.3	Downward	Yes
Caribou		211.6	103.8	Downward	Yes	
Franklin		46.3	32.9	Downward	Yes	
Oneida		145.0	75.7	Downward	Yes	
Seventh District	Power	223.2	74.4	Downward	Yes	
	Bingham	192.3	94.9	Downward	Yes	
	Bonneville	246.7	101.9	Downward	Yes	
	Butte	66.0	126.5	Upward	Yes	
	Clark	84.5	50.7	Downward	Yes	
	Custer	66.2	53.0	Downward	Yes	
	Fremont	132.0	46.9	Downward	Yes	
	Jefferson	159.3	54.0	Downward	Yes	
	Lemhi	67.6	48.1	Downward	Yes	
	Madison	340.1	113.5	Downward	Yes	
Teton	154.1	78.8	Downward	Yes		

This report provides COVID-19 7-day moving average incidence rates per 100,000 population for each county to be considered by court administrators. Data in this report show the incidence rates on Thursday of the current and prior week. The information here reflects what is reported on the Department of Health and Welfare's website between 5:00 p.m. on Thursday and 8:00 a.m. on Friday of the current week. **Data on the website are subject to change and may not reflect the information in this report.**